

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 77-106

ORDER REQUIRING RICHMOND SANITARY SERVICE, RICHMOND,
CONTRA COSTA COUNTY, TO CEASE AND DESIST FROM DIS-
CHARGING WASTES IN VIOLATION OF REQUIREMENTS PRE-
SCRIBED BY THE CALIFORNIA REGIONAL WATER QUALITY
CONTROL BOARD

The California Regional Water Quality Control Board, San Francisco Bay Region,
finds that:

A. On March 16, 1976, this Board adopted Order No. 76-28 prescribing
waste discharge requirements for the disposal of group 1 and 2 wastes
by Richmond Sanitary Service, hereinafter the discharger.

B. Order No. 76-28 provides, in part, as follows:

"B. Wastes Disposal Specifications - Group 2 and 3 Wastes

...

4. Group 2 wastes shall not be placed in or allowed to contact ponded
water from any source whatsoever.

...

6. Leachate from Group 2 waste or ponded water containing leachate
shall be confined to areas I_A, I_B, I_{CP}, and II_A.

...

9. Vertical and lateral hydraulic continuity with ground or surface
waters in area II_A shall be prevented by the presence of a
natural clay barrier surrounding the area which is keyed into
impermeable substrata and has a thickness of at least five feet
and a permeability of 1×10^{-6} cm/sec or less. If such a natural
condition does not exist, an artificial barrier shall be con-
structed to meet the above specifications.

C. Provisions

...

5. In order to achieve compliance with specifications B.4, B.6, and
B.9 of this Order for the construction of leachate control
facilities between area II_A and adjacent areas I_C, II_B, and II_C
and along the northerly boundary of area II_A adjacent to San
Pablo Bay, the discharger shall comply with the following time
schedule:

<u>Task</u>	<u>Report of Compliance Due</u>
Determine status of compliance with specifications B.4, B.6, and B.9	August 1, 1976
If compliance not achieved, submit conceptual plan and time schedule	October 1, 1976
Achieve full compliance	October 1, 1977"

- C. Inspection by Board staff and reports from the discharger indicate that the discharger is violating or threatens to violate the requirements listed in finding B of this Order, specifically by the failure to proceed with work on leachate control facilities in a timely manner to allow completion prior to the October 1, 1977, compliance deadline.
- D. In a letter dated February 17, 1977, this Regional Board notified the discharger of Board's concern for threatened violation of Order No. 76-28.
- E. On July 19, 1977, at a meeting starting at 9:30 a.m. in the Assembly Room, State Building, 1111 Jackson Street, Oakland, after due notice to the discharger, and all other affected persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.
- F. The discharger is violating and threatening to violate the requirements listed in Finding B of the above.

IT IS HEREBY ORDERED:

- A. The discharger cease and desist from discharging wastes contrary to requirements listed in Finding B of this Order.
- B. The discharger shall comply with specifications B.4, B.6, and B.9 of the Board's Order No. 76-28 in accordance with the following time schedule:

<u>Task</u>	<u>Report of Compliance Due</u>
Submit plans and specifications for the construction of leachate control facilities between area II _A and adjacent areas I _C , II _B , and II _C	January 30, 1978
Full compliance	June 30, 1978

C. If the Executive Officer finds that the discharger has failed to comply with the provisions of this Order, he is authorized after approval of the Board Chairman, to request the Attorney General to take the appropriate enforcement action against the discharger, including injunction and civil monetary remedies, if appropriate.

If the Executive Officer determines that the provisions of this Order are violated and does not refer the matter to the Attorney General, he is instructed to report to the Board the reasons that the discharger has been unable to comply with the provisions of this Order.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on July 19, 1977.

FRED H. DIERKER
Executive Officer